| IN | THE | UNITED | STAT | TES | DISTRICT | COURT | FOR | THE |
|----|-----|--------|------|-----|----------|-------|-----|-----|
|    |     | DISTE  | RICT | OF  | NEBRASKA |       |     |     |

| UNITED STATES OF A | AMERICA, | ) |           |
|--------------------|----------|---|-----------|
| Pla                | aintiff, | ) | 8:08CR328 |
| V.                 |          | ) |           |
| LUIS VARGAS-GARCIA | Α,       | ) | ORDER     |
| Def                | Tendant. | ) |           |
|                    |          | ) |           |

This matter is before the Court on plaintiff's motion for dismissal (Filing No.  $\underline{66}$ ). The Court finds the motion should be granted. Accordingly,

IT IS ORDERED that plaintiff's motion is granted; the indictment herein is dismissed, without prejudice, as it relates to the defendant Luis Vargas-Garcia.

DATED this 18th day of October, 2012.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge United States District Court